

KIRTON LAW FIRM

USDC SDNY
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Marlon G. Kirton, Esq.

Nassau County:
175 Fulton Avenue, Suite 305
Hempstead, New York 11550
Tel. # (516) 833-5617
Fax # (516) 833-5620

February 5, 2023

VIA ELECTRONIC FILING

Hon. Richard M. Berman
United States District Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, New York 10007

*Sentence is adjourned to
April 11, 2023 at 10:00am.
Defense submission is due
3/21/23. Government submission
is due 3/28/23.*

SO ORDERED:

Date: 2/6/23

Richard M. Berman
Richard M. Berman, U.S.D.J.

Re: *U.S. v. Jason Garcia, 21 cr. 262 (RMB)*

Dear Judge Berman:

I represent Jason Garcia in the above-referenced matter. I request an adjournment of the February 7, 2023, sentencing hearing. I request a date during the week of April 10th. This is my first request for an adjournment of the sentencing hearing.

I have been ill for a few weeks.¹ Today is the first day that I am well enough to do some substantive work. I need additional time to prepare for my client's sentencing.² My client is incarcerated at the MDC. I have not been able to visit him over the past few weeks. I have the consent of the Government for this request.

Please contact me if you have any questions or concerns.

Sincerely,

Marlon Kirton
Marlon G. Kirton, Esq.

¹ I had significant pain in my neck, shoulder, and back since February 18, 2023. It was from a sports-related injury. I have been seeking medical treatment since February 20, 2023. I am currently in physical therapy. I'm still in pain in the affected areas.

² I have also consulted with a mental health expert. Mr. Garcia has significant mental health issues, and our expert will need time to prepare a report.